



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

September 13, 1983

Ms. Marya C. Young
Ms. Billie Garde
Government Accountability Project
1901 Que Street, NW
Washington, DC 20009

PDR-016
IN RESPONSE REFER
TO FOIA-83-156

Dear Mesdames Young and Garde:

This is in final response to your letter dated March 23, 1983 in which you requested, pursuant to the Freedom of Information Act, documents regarding consultations between NRC and the Environmental Protection Agency (EPA), pursuant to the Clean Air Act, concerning source materials, special nuclear materials, or byproduct materials by the EPA Administrator; and interagency agreements between the NRC and the EPA with respect to sources and/or facilities in the State of Michigan.

The documents listed below are being placed in the NRC Public Document Room (PDR), located at 1717 H Street, NW, Washington, DC. You may obtain access to these documents by presenting a copy of this letter or by requesting folder FOIA-83-156 in your name.

1. 9/21/78 Memo to Chairman Hendrie from R. Minogue; Background Information for Discussions with EPA Administrator Costle.
2. 9/20/78 Memo to Chairman Hendrie from R. Minogue; Progress Report on Implementation of Clean Air Act Requirement of 1977.

This completes action on your request.

Sincerely,

(for) J. M. Felton, Director
Division of Rules and Records
Office of Administration

8311290367 830916
PDR FOIA
YOUNG83-156 PDR

GOVERNMENT ACCOUNTABILITY PROJECT

Institute for Policy Studies
1901 Que Street, N.W., Washington, D.C. 20009

(202) 234-9382

March 23, 1983

Director
Office of Administration
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

FREEDOM OF INFORMATION
ACT REQUEST
FOIA-83-156
Rec'd 3-29-83

To Whom It May Concern:

Pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. §552, the Government Accountability Project (GAP) of the Institute for Policy Studies, requests copies of any and all agency records and information, including but not limited to notes, letters, memoranda, drafts, minutes, diaries, logs, calendars, tapes, transcripts, summaries, interview reports, procedures, instructions, engineering analyses, drawings, files, graphs, charts, maps, photographs, agreements, handwritten notes, studies, data sheets, notebooks, books, telephone messages, computations, voice recordings, any other data compilations, interim and/or final reports, status reports, and any and all other records relevant to and/or generated in connection with:

(a) any and all consultations between the NRC and the Environmental Protection Agency (EPA), pursuant to the provisions of 42 U.S.C. §4722(c)(1) of the Clean Air Act, concerning the listing, if any, of any and all source materials, special nuclear materials or byproduct materials by the EPA Administrator; and

(b) any and all interagency agreements between the NRC and EPA, pursuant to the provisions of 42 U.S.C. §4722(c)(2) of the Clean Air Act, with respect to sources and/or facilities in the State of Michigan.

If any of the material covered by this request has been destroyed and/or removed, please provide all surrounding documentation, including but not limited to a description of the action(s) taken, relevant date(s), and justification(s) for the action(s).

GAP requests that fees be waived, because "finding information can be considered as primarily benefitting the general public." 5 U.S.C. §552(a)(4)(A). The Government Accountability Project is a non-profit, non-partisan public interest organization concerned with honest and open government. Through legal representation, advice, national conferences, films, publications and public outreach, the Project promotes whistleblowers as agents of government accountability. Through its Citizens Clinic, GAP offers assistance to local public interest and citizens groups who seek to ensure the health and safety of their communities. The Citizens Clinic is currently assisting several citizens groups, local governments and intervenors in the mid-Michigan area concerning the construction of the Midland plant.

Dupe of

~~8311090499~~

Director of Administration -2-
U.S. Nuclear Regulatory Commission

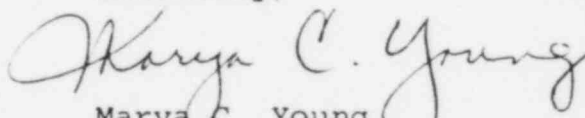
March 23, 1983

We are requesting the above information as part of an ongoing monitoring project on the adequacy of the NRC's efforts to protect public safety and health at nuclear power plants.


For any documents or portions that you deny due to a specific FOIA exemption, please provide an index itemizing and describing the documents or portions of documents withheld. The index should provide a detailed justification of your grounds for claiming each exemption, explaining why each exemption is relevant to the document or portion of the document withheld. This index is required under Vaughn v. Rosen (I), 484 F.2d 820 (D.C.Cir. 1973), cert. denied, 415 U.S. 977 (1974). We do not request this index until release of the final Midland IE Report, when we would consider appealing any listed exemptions which are still relevant.

We look forward to your response to this request within ten days.

Sincerely,



Marya C. Young
Staff Associate



Thomas Devine
Legal Director

MCY/ea